## IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF VIRGINIA ROANOKE DIVISION

CLERIC'S OFFICE U.S. DIST. COURT AT ROANOKE, VA PILED

MAY 2 1, 2009

JOHN F. CONCERNAN, CLERI

BY:

DEPUTY CLERK

ANTONIO HERRERA,	}
Plaintiff,	) Case No. 7:09CV00129
v.	) ) <u>FINAL ORDER</u>
DR. THOMPSON, <u>ET AL</u> .,	)  By: Glen E. Conrad  United States District Index
Defendant.	) United States District Judge

In accordance with the accompanying memorandum opinion, it is hereby

## **ORDERED**

that this civil action is **DISMISSED** without prejudice, pursuant to 28 U.S.C. § 1915A(b)(1), and stricken from the active docket of the court.

ENTER: This \_\_\_\_\_\_day of May, 2009.

United States District Judge